



MEMORANDUM

Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

TC

Agenda Item No. 6 (B)

Not on

TO: Honorable Chairperson Dennis C. Moss
And Members, Transportation Committee

DATE: December 10, 2004

Kay M. Sullivan
FROM: Kay M. Sullivan, Director
Clerk of the Board

SUBJECT: Approval of Commission
Committee Minutes

The Clerk of Board's office is submitting the following Clerk's Summary of Minutes for approval by the Transportation Committee:

October 18, 2004

Attachment
KMS/jc



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes Transportation Committee

Dennis C. Moss (9), Chairperson; Bruno A. Barreiro (5); Vice Chairperson;
Commissioners Jose "Pepe" Diaz (12), Betty T. Ferguson (1), Joe A. Martinez (11), and
Jimmy L. Morales (7)

Monday, October 18, 2004

2:00 PM

COMMISSION CHAMBERS

Members Present: Bruno A. Barreiro, Jose "Pepe" Diaz, Betty T. Ferguson, Dennis C. Moss.

Members Absent: Joe A. Martinez, Jimmy L. Morales.

Members Late: None.

Members Excused: None.

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Deputy County Manager Pete Hernandez, Assistant County Manager/Surface Transportation Manager Carlos Bonzon, Assistant County Attorney Joni Armstrong-Coffey; and Deputy Clerks Doris Dickens and Jovel Shaw.*

Assistant County Attorney Joni Armstrong-Coffey read the changes listed in the County Manager's Memorandum entitled, "Requested Changes to the Governmental Operations and Environment Committee Agenda" with the following additional changes: agenda item 1E1 Supplement, 1E7, the substitution of the first seven pages of 3A and 3L Substitute should be added to today's meeting agenda.

It was moved by Commissioner Barreiro that the Committee accept the County Manager's memorandum entitled "Changes List for the October 18, 2004, Transportation Committee Agenda", with the additional changes noted by the Assistant County Attorney. This motion was seconded by Chairperson Moss, and upon being put to a vote, passed a vote of 4-0, (Commissioners Martinez and Morales were absent).

1D DISCUSSION ITEM

1E REPORTS

1E1

042821 Report

MONTHLY PROGRESS REPORTS FOR MIAMI-DADE
TRANSIT, AVIATION, SEAPORT, CONSUMER
SERVICES AND PUBLIC WORKS' PTP PROJECTS
(County Manager)

Report Received

Report: TRANSIT

Mr. Roosevelt Bradley, Director, Miami-Dade Transit (MDT), provided an overview of the October 2004 MDT's Monthly Progress Report. He noted in addition to the status of the outlined goals in the report the following:

- the bus service improvements which included eight new bus routes, an increase of 68 new buses to the fleet, more frequent service on 25 bus routes, scheduled and service improvement on 30 routes throughout the transit system,*
- the Bus Service Analysis that ensured the most efficient and cost effective service for Miami-Dade County and that a final report on a survey conducted pertaining to bus service would be presented in November 2004, which brought forth these bus service improvements,*
- the peak service and the change in the way MDT provided reliable safe service in Miami-Dade County,*
- the added service improvements since the passage of the People's Transportation Plan,*
- the Call Boxes Pilot Program for 60 days and the positive response to the pilot program.*

Chairperson Moss announced that Commissioner Martinez could not be here today and noted his interest in this issue along with other items on the agenda.

Chairperson Moss requested that Miami-Dade Transit Director Roosevelt Bradley meet with Chief Information Officer Judy Zito to discuss the feasibility of integrating MDT's Call Boxes Pilot Program into the Team Metro's 311 Answer Center.

Mr. Bradley continued his overview of the status of the MDT goals outlined in the October 2004 Monthly Progress Report.

SEAPORT

Mr. Charles Towsley, Director, Miami-Dade

Seaport Department provided an overview of the October 2004 Seaport Monthly Progress Report and discussed the status of the goals outlined in the report for the Seaport Department.

Commissioner Diaz discussed the perception in the community regarding the Port Tunnel project and the process of completing a reevaluation study, which evaluated optimum construction methods for existing geophysical conditions.

Mr. Towsley advised the Committee of the project design for construction process and how the funding source was utilized.

Mr. Towsley made a video presentation regarding the Port of Miami Maritime Center. He discussed the various activities being undertaken by the Department, which included the development of the mixed-use concept with preliminary site layouts for the center, the phases to construct the center, and the intent to involve the private sector.

In response to Commissioner Barreiro's comments pertaining to the utilization of the space for the Maritime Center and the use of caution before engaging in this large investment, Mr. Towsley discussed the security issues for restricted areas on the Port of Miami.

Chairperson Moss requested that the Miami-Dade Seaport Department Director Charles Towsley submit for Committee review, a proposal to develop public/private partnerships to finance the Maritime Center Project as soon as market study, development plans and other components were in place.

CONSUMER SERVICES

Ms. Cathy Peel, Director, Consumer Services Department (CSD), provided an overview of the October 2004 CSD's Monthly Progress Report and discussed the status of the goals outlined in the report for CSD.

In response to comments made by Commissioner Diaz pertaining to the rates charged by cable television companies, Ms. Peel stated that the County did not have authority over the rate charges and noted that CSD continued to monitor Comcast Communication's cable system upgrade to ensure that rates remain the same until the upgrade was completed.

Commissioner Barreiro asked the Consumer Services Department Director, Cathy Peel, to ensure contracts between Miami-Dade County and all cable television providers expire simultaneously.

PUBLIC WORKS

Mr. Aristides Rivera, Director, Public Works Department (PWD), provided an overview of the October 2004 PWD's Monthly Progress Report and discussed the status of the goals outlined in the report for PWD.

In response to Chairperson Moss' comments regarding recommendations for the traffic signalization projects, Mr. Rivera stated that in November 2004 recommendations would be presented to the Committee to award the projects.

AVIATION

Ms. Angela Gittens, Director, Miami-Dade Aviation Department (MDAD), provided an overview of the October 2004 MDAD's Monthly Progress Report and discussed the status of the goals outlined in the report for MDAD.

Assistant County Manager/Surface Transportation Manager Carlos Bonzon provided an overview of the MDAD's Capital Improvement Program (CIP).

Commissioner Ferguson asked that Ms. Gittens submit a status report at the October 19, 2004, County Commission meeting on the status of American Airlines and the North Terminal Development Project.

Assistant County Manager Carlos Bonzon indicated that he would brief each member of the County Commission but preferred to wait upon the finalization of discussions regarding American Airlines.

1E1 SUPPLEMENT

042908 Report

SUPPLEMENT TO AGENDA ITEM NO. 1E1 (County Manager)

Report Received

Transportation Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, October 18, 2004

1E2

042825 Report

CITT - QUARTERLY REPORT (County Manager)

Report Received

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Transportation Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, October 18, 2004

1E3

042846 Report

CARD SOUND ROAD IMPROVEMENTS REPORT
(County Manager)

Report Received

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Report: *Mr. Aristides Rivera, Director, Public Works Department, presented and provided a brief overview of the memorandum dated October 18, 2004, entitled, "Card Sound Road Improvements." He noted that staff identified approximately \$2 million, which could be used for the Card Sound Road Project.*

In response to Chairperson Moss' comments pertaining to steps to pursue additional funding sources for improvements to Card Sound road, Mr. Rivera noted that staff would be forwarding to the Federal Department of Transportation (FDOT) a request to assist Miami-Dade County in the Card Sound Road Improvements.

Chairperson Moss thanked Commissioner Diaz for bringing forth the matter for improvements to Card Sound Road.

Mr. Thomas Sham, (phonetic) Ocean Reef Chamber of Commerce appeared before the Committee and urged the Committee to move forward with this matter regarding the Card Sound Road Improvements.

Commissioner Diaz asked Assistant County Manager Carlos Bonzon to work with the Federal Department of Transportation (FDOT) to improve the most dangerous sections of Card Sound Road as funding became available.

Commissioner Diaz urged Chairperson Moss to move the Card Sound Road Improvements expeditiously through the Transportation Committee.

Deputy County Manager Pete Hernandez, in response to Chairperson Moss' inquiry regarding the preparation of a resolution, stated that the Public Works Department would move forward concurrently with the necessary amendments to the Transportation Improvement Program (TIP) and prepare the appropriate documents for the Card Sound Road Improvement Project.

Assistant County Attorney Joni Armstrong-Coffey stated that the County Attorney would prepare the appropriate resolution directing the County Manager to proceed with the Card Sound Road Improvement Project.

In response to Commissioner Ferguson's inquiry regarding the State process to obtain designation as a State Road, Deputy County Manager Hernandez provided an overview of the process to obtain the State Road designation.

The Committee accepted the foregoing report with the directive to staff to move forward as stated by the Deputy County Manager and the County Attorney to proceed with the Card Sound Road Improvement Project.

1E4

042824 Report

ORAL REPORT RE: STATE AND FEDERAL
LEGISLATION (County Manager)

Report Received

Report: *Ms. Lyn Harris, Special Assistant, Miami-Dade Transit Government Affairs/Policy Development, appeared before the Committee and presented an oral report regarding the State and Federal Legislation pertaining to transportation. She noted that Assistant County Manager Carlos Bonzon met with Federal legislators who presented funding in the amount of \$100 million from the Federal Department of Transportation to begin construction of the Earlington Heights-Miami Intermodal Center (EH-MIC). Ms. Harris pointed out that staff was moving forward with drafts of legislative provisions and meetings with other legislators to prepare the appropriate language to permit the County to expend the additional FDOT funding to be used as a local match for the entire transit system.*

In response to Commissioner Ferguson's inquiry regarding the purpose of the EH-MIC, Ms. Harris pointed out that the EH-MIC would serve as a central transfer point and allow residents and visitors direct rail access to Miami International Airport.

Transportation Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, October 18, 2004

1E5

042840 Report

ORAL REPORT RE: TRAFFIC CONTROL AND STREET
SIGNS REPLACEMENT PLAN (County Manager)

Report Received

Report: *Mr. Aristides Rivera, Director, Public Works Department, noted that copies of the report entitled, "Installation of Traffic Control Signs Using Peoples' Transportation (PTP) Fund," had been provided to members of the Committee.*

1E6

042823 Report

ORAL REPORT RE: MEDICAID PROGRAM (County
Manager)

Report Received

Report: *Ms. Lyn Harris, Special Assistant, Miami-Dade Transit Government Affairs/Policy Development, appeared before the Committee and presented an oral report regarding the Medicaid Program. She noted that the \$2 million deficit for the Medicaid Program was reduced to \$701,000 and staff had been working with State legislators for assistance. Ms. Harris noted that staff had been negotiating with a vendor on ways to cut cost and expected a written proposal by October 21, 2004, in order to provide information to the State of Florida to address the remaining deficit for the Medicaid Program.*

1E7

042911 Report

LOCAL SMALL CAR RENTAL PROGRAM AT MIAMI
INTERNATIONAL AIRPORT (County Manager)

Report Received

Report: *Ms. Angela Gittens, Director, Miami-Dade Aviation Department presented the County Manager's Memorandum entitled, "Local Small Car Rental Program at Miami International Airport." She noted that the purpose of this report was to provide historical information regarding the proposed Local Small Car Rental (LSCR) Program. Ms. Gittens provided an overview of Agenda Item 3D, a resolution approving the Local Small Car Rental Program and item 3E, a resolution authorizing the advertisement and award of a tier 1A interim period until the Consolidated Rental Car Facility (RCF) at the Miami Intermodal Center (MIC) opened.*

1F PUBLIC HEARINGS

1F1

042729 Resolution

RESOLUTION AUTHORIZING THE FILING OF A GRANT AMENDMENT APPLICATION FOR \$1,500,000 WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION UNDER THE TRANSPORTATION EQUITY ACT FOR THE 21ST CENTURY (TEA-21); AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE GRANT APPLICATION AND TO RECEIVE AND EXPEND FUNDS PURSUANT TO THE GRANT APPLICATION (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Report: *Chairperson Moss announced that the foregoing proposed resolution was open for public participation.*

Hearing no persons wishing to be heard, the public hearing was closed.

The Committee proceeded to vote on the foregoing proposed resolution as presented.

1F2

042782 Resolution

RESOLUTION APPROVING THE PUBLIC WORKS DEPARTMENT'S (PWD) ADJUSTMENT TO THE PEOPLE'S TRANSPORTATION PLAN (PTP) PWD 2-YEAR PLAN REMOVING SCHOOL FLASHING SIGNALS FROM THE DISTRICT COMMISSION'S YEARLY ALLOCATION AND REASSIGNING IT WITHIN THE COUNTYWIDE NEIGHBORHOOD IMPROVEMENTS SECTION (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Report: *Chairperson Moss announced that the foregoing proposed resolution was open for public participation.*

Hearing no persons wishing to be heard, the public hearing was closed.

The Committee proceeded to vote on the foregoing proposed resolution as presented.

1F3

042283 Ordinance

Jose "Pepe" Diaz

Withdrawn

ORDINANCE RELATING TO MIAMI INTERNATIONAL AIRPORT (WILCOX FIELD) ZONING; ADOPTING LEGISLATIVE FINDINGS; MODIFYING DEFINITIONS AND REGULATIONS OF HEIGHT, USES AND STRUCTURES PERMITTED IN PROXIMITY TO MIAMI INTERNATIONAL AIRPORT; ESTABLISHING STANDARDS AND PROVIDING FOR APPROVAL OF CERTAIN EDUCATIONAL FACILITIES AND VARIANCES BY BOARD OF COUNTY COMMISSIONERS AFTER RECOMMENDATION BY THE AIRPORT DEVELOPMENTAL IMPACT COMMITTEE EXECUTIVE COUNCIL (AIRPORT DIC); ESTABLISHING AIRPORT DIC AND PROVIDING FOR MUNICIPAL REPRESENTATION IN CERTAIN CASES; PROVIDING FOR APPROVAL OF CERTAIN NEW EDUCATIONAL FACILITIES AFTER SITE PLAN REVIEW BY THE MIAMI-DADE COUNTY DEPARTMENT OF PLANNING AND ZONING; PROVIDING STANDARDS AND PROCESS FOR APPROVING EXPANSIONS AND MODIFICATIONS OF EXISTING EDUCATIONAL FACILITIES; CREATING SECTIONS 33-303.2 AND 33-343.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); AMENDING ARTICLE XXXVII OF CHAPTER 33 AND SECTION 33-314 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 042221]

Report: *See Agenda Item 1F3 Substitute No. 2 - Legislative File No. 042904.*

1F3 SUB

042863 Ordinance

Jose "Pepe" Diaz

Withdrawn

ORDINANCE RELATING TO MIAMI INTERNATIONAL AIRPORT (WILCOX FIELD) ZONING; ADOPTING LEGISLATIVE FINDINGS; MODIFYING DEFINITIONS AND REGULATIONS OF HEIGHT, USES AND STRUCTURES PERMITTED IN PROXIMITY TO MIAMI INTERNATIONAL AIRPORT; ESTABLISHING STANDARDS AND PROVIDING FOR APPROVAL OF CERTAIN EDUCATIONAL FACILITIES AND VARIANCES BY BOARD OF COUNTY COMMISSIONERS AFTER RECOMMENDATION BY THE AIRPORT DEVELOPMENTAL IMPACT COMMITTEE EXECUTIVE COUNCIL (AIRPORT DIC); ESTABLISHING AIRPORT DIC AND PROVIDING FOR MUNICIPAL REPRESENTATION IN CERTAIN CASES; PROVIDING FOR APPROVAL OF CERTAIN NEW EDUCATIONAL FACILITIES AFTER SITE PLAN REVIEW BY THE MIAMI-DADE COUNTY DEPARTMENT OF PLANNING AND ZONING; PROVIDING STANDARDS AND PROCESS FOR APPROVING EXPANSIONS AND MODIFICATIONS OF EXISTING EDUCATIONAL FACILITIES; CREATING SECTIONS 33-303.2 AND 33-343.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); AMENDING ARTICLE XXXVII OF CHAPTER 33 AND SECTION 33-314 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 042221, 042283]

Report: See Agenda Item 1F3 Substitute No. 2 - Legislative File No. 042904.

1F3 SUBSTITUTE #2

042904 Ordinance

Jose "Pepe" Diaz

ORDINANCE RELATING TO MIAMI INTERNATIONAL AIRPORT (WILCOX FIELD) ZONING; ADOPTING LEGISLATIVE FINDINGS; MODIFYING DEFINITIONS AND REGULATIONS OF HEIGHT, USES AND STRUCTURES PERMITTED IN PROXIMITY TO MIAMI INTERNATIONAL AIRPORT; ESTABLISHING STANDARDS AND PROVIDING FOR APPROVAL OF CERTAIN EDUCATIONAL FACILITIES AND VARIANCES BY BOARD OF COUNTY COMMISSIONERS AFTER RECOMMENDATION BY THE AIRPORT DEVELOPMENTAL IMPACT COMMITTEE EXECUTIVE COUNCIL (AIRPORT DIC); ESTABLISHING AIRPORT DIC AND PROVIDING FOR MUNICIPAL REPRESENTATION IN CERTAIN CASES; PROVIDING FOR APPROVAL OF CERTAIN NEW EDUCATIONAL FACILITIES AFTER SITE PLAN REVIEW BY THE MIAMI-DADE COUNTY DEPARTMENT OF PLANNING AND ZONING; PROVIDING STANDARDS AND PROCESS FOR APPROVING EXPANSIONS AND MODIFICATIONS OF EXISTING EDUCATIONAL FACILITIES; CREATING SECTIONS 33-303.2 AND 33-343.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); AMENDING ARTICLE XXXVII OF CHAPTER 33 AND SECTION 33-314 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 042221, 042283 AND 042863]

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Report: *Chairperson Moss announced that the foregoing proposed ordinance was open for public participation.*

In response to Chairperson Moss' request for clarification on the difference between the original and the substitute proposed ordinance, Ms. Dianne O'Quinn Williams, Director, Department of Planning and Zoning (DPZ), explained that the substitute clarified the definition for new construction, changed the requirement that the DPZ shall issue zoning approvals instead of the Building Department and noted grammatical changes. She presented a Microsoft PowerPoint presentation entitled, "Proposed Zoning Ordinance – Regulations on Height and Use proximity to Miami International Airport (MIA)." Ms. O'Quinn Williams provided an overview of the following:

- the general provisions and the purpose of the proposed ordinance,*
- the minimum standards governing zoning for*

Transportation Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, October 18, 2004

MIA,
-the definitions,
-the establishment of airport zoning area for MIA,
-the establishment of zone height classification districts for airport zoning area,
-the establishment of height limitations for zone classification districts in the airport zoning area,
-the establishment of land use zoning classifications maps,
-the criteria and use restriction for MIA and surrounding area,
-the educational facilities standards,
-the nonconforming uses regulations not retroactive,
-the administration and enforcement,
-the permits,
-the nonconforming uses abandoned or destroyed,
-the variances and exceptions limited,
-the conditions to site plan approvals, public hearing approvals and variances,
-the establishment of an Airport Developmental Impact Committee Executive Council, and the notice of airport proximity.

Ms. O'Quinn Williams noted that, at the request of Commissioner Diaz, staff met with representatives from the City of Miami, City of Doral and worked extensively with Miami-Dade County Public School Board to address issues of concern.

The following persons appeared before the Committee in connection with the foregoing proposed ordinance:

Mr. Ivan Rodriguez, Miami-Dade County Public Schools (MDCPS), Governmental Affairs and Land Use, 1450 N.E. 2 Avenue, stated that most of the concerns by the MDCPS had been addressed in the proposed revised ordinance and a meeting was scheduled for October 21, 2004, to discuss the proposed ordinance.

Mr. Nick Clerjuste, Executive Director, Industrial Association of Dade County, stated that the association had not had the opportunity to disseminate the proposed ordinance to its members. He noted the adverse affect on traffic for the industrial and business districts along with the safety for students who may attend schools in the subject area. Mr. Clerjuste urged the Committee to allow the industry more time to review the proposed ordinance.

Ms. Christine Bolt (phonetic), representing the Floral Importers of Florida, stated that the

Transportation Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, October 18, 2004

proposed ordinance affected the floral industry significantly. She discussed the traffic impact, the use of semi-trucks and the noise impact to the subject area.

Mr. Mark Taxes, representing the City of Doral, noted that the City had been working with Commissioner Diaz' Office, the Miami-Dade County Attorney's Office, the City of Miami as well as the Miami-Dade County Public School Board to address the foregoing proposed ordinance. He pointed out that there was an Educational Facilities within a Flight Path Zone Committee meeting scheduled this week to discuss the proposed ordinance. Mr. Taxes concluded by stating that the Mayor of the City of Doral requested a deferral of the foregoing proposed ordinance to allow the City to consider the ordinance.

Mr. Otto Boudet-Murias, on behalf of the City of Miami Manager Joe Arriola, spoke in support of the foregoing proposed ordinance.

Hearing no other persons wishing to be heard, the public hearing was closed.

Commissioner Diaz discussed the intent of the foregoing proposed ordinance that would address school overcrowding in the West Dade community. He noted several meetings were held to discuss how to expedite the quality of the school system in the community. Commissioner Diaz stated that he would not support a deferral of the foregoing proposed ordinance. He asked that concerns be presented to the County Commission, and thanked all concerned parties for their involvement.

Regarding Chairperson Moss' comments pertaining to the option in the interlocal agreements to allow municipalities to perform certain administrative functions, Assistant County Attorney Joni Armstrong-Coffey advised that the Department of Planning and Zoning Director was the only function that could be delegated, or the County's function. She stated that the interlocal agreement could outline requirements, which were agreeable to both parties regarding consistency in the standards outlined in the foregoing proposed ordinance and identify under what circumstances the delegation would be revoked.

Discussion ensued between Chairperson Moss and the DPZ Director O'Quinn Williams regarding the critical area approach zones CA-A, CA-B and CA-

C prohibitions, restrictions and limitations.

Following further discussion among members of the Committee and staff regarding Agenda Item 1F3 Substitute No. 2, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

2 COUNTY COMMISSION

2A

042759 Resolution

Sally A. Heyman

RESOLUTION APPOINTING MAURICE FERRE TO THE
MIAMI-DADE COUNTY EXPRESSWAY AUTHORITY

Withdrawn

Mover: Ferguson

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Report: *Discussion ensued among the members of the Committee regarding the past appointments to the Miami-Dade County Expressway Authority that were done through a ballot process and that members of the full Board of County Commissioners should be allowed to nominate individuals to serve on the Expressway Authority.*

Chairperson Moss asked the County Manager to ensure that each commissioner be given an opportunity to submit names to fill the vacancy for the Miami-Dade County Expressway Authority and that the appointee would be selected by ballot vote at the November 16, 2004, County Commission meeting.

Hearing no objection, the Committee proceeded to vote to withdraw the foregoing proposed resolution.

3 DEPARTMENT

3A

042659 Resolution

RESOLUTION AUTHORIZING REQUEST FOR PROPOSALS TO SELECT QUALIFIED FIRMS TO DEVELOP RETAIL LOCATIONS IN THE NORTH AND SOUTH TERMINALS AT MIAMI INTERNATIONAL AIRPORT (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Barreiro

Seconder: Ferguson

Vote: 4-0

Absent: Martinez, Morales

Report: *Ms. Angela Gittens, Director, Miami-Dade Aviation Department, noted at the September 20, 2004, Transportation Committee Commissioner Diaz invoked the 3-day rule on the foregoing proposed resolution to allow members of the Committee and staff time to review the request to advertise a Request for Proposal (RFP) for the North/South Retail Concessions Program at Miami International Airport.*

Chairperson Moss noted that the foregoing proposed resolution was not a public hearing item but he would allow public participation on the proposed resolution.

Mr. Miguel de Grandy, 100 Douglas Road, attorney representing Westfield Concession Management, Inc. appeared before the Committee and stated that his client along with other major companies had expressed significant concerns with the terms of the RFP. He asked that the Committee consider having an industry workshop at the next Transportation Committee meeting at Miami International Airport to allow a forum for industry representatives to discuss the foregoing proposed resolution. Mr. Grandy stated that there had been no industry input on the RFP for the North/South Retail Concessions Program at Miami International Airport.

Chairperson Moss recommended that the County Commission at its meeting scheduled for November 16, 2004, hear the foregoing proposed resolution and that the Committee at its next briefing scheduled at Miami International Airport discuss this resolution. He pointed out if there were any other issues those issues should be addressed prior to the resolution being presented to the County Commission.

Following Commissioner Diaz' comments pertaining to notification to the industry, Chairperson Moss asked that this resolution be listed on the agenda as a discussion item for the

Transportation Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, October 18, 2004

October 26, 2004, Transportation Briefing at Miami International Airport, and that the North and South Retail Concessionaires' representatives be notified and invited to attend this meeting.

Hearing no objection, the Committee proceeded to vote on the foregoing proposed resolution as presented.

3B

042721 Resolution

RESOLUTION APPROVING CONTRACT BETWEEN TGSV ENTERPRISES, INC. AND MIAMI-DADE COUNTY FOR MIA BUILDING 715 - US POSTAL SERVICES REPAIRS, PROJECT NO. I-148A, AT MIAMI INTERNATIONAL AIRPORT, AND AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE CONTRACT AND TO EXERCISE THE TERMINATION OR CANCELLATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Barreiro

Vote: 4-0

Absent: Martinez, Morales

3C

042723 Resolution

RESOLUTION RATIFYING COUNTY MANAGER'S ACCEPTANCE, PURSUANT TO THE PROVISIONS OF SECTION 2-285(6) OF MIAMI-DADE COUNTY'S CODE, OF TWO SEPARATE GRANT AGREEMENTS, AIP NUMBERS 3-12-0049-047-2004 AND 3-12-0050-006-2004, BETWEEN MIAMI-DADE COUNTY AND THE FEDERAL AVIATION ADMINISTRATION, CONSISTING OF A CUMULATIVE AMOUNT OF \$19,029,645 FOR MIAMI INTERNATIONAL AIRPORT SOUTH TERMINAL MULTI-TRADE IMPROVEMENTS AND KENDALL-TAMiami EXECUTIVE AIRPORT RUNWAY REHABILITATION PAVEMENT IMPROVEMENTS FOR RUNWAYS 9R-27L, 13-31 AND 9L-27R, INCLUDING ASSOCIATED MILLING, RESURFACING AND OVERLAYING WORK (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

3D

042725 . Resolution

RESOLUTION APPROVING LOCAL SMALL CAR RENTAL PROGRAM FOR CAR RENTAL OPERATIONS AT MIAMI INTERNATIONAL AIRPORT, AND AUTHORIZING THE COUNTY MANAGER TO TAKE APPROPRIATE STEPS TO PLACE SUCH PROGRAM INTO EFFECT (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Barreiro

Seconder: Diaz

Vote: 4-0

Absent: Martinez, Morales

Report: *Hearing no objection, the Committee considered the foregoing proposed resolution simultaneously with agenda item 3E.*

The following persons appeared to express their concerns with the proposed recommendations approving a Local Small Car Rental (LSCR) Program and to authorize the Interim Period On-airport Car Rental Bid at Miami International Airport:

Mr. James McQueen, 25 West Flagler Street, Suite 700, representing Royal Rent-A-Car, expressed concern with impact of Agenda Item 3D to his client. He pointed out that he was present to ensure that his client was not forced to be placed in the category for the LSCR Program. Mr. McQueen noted that his client's personal net worth was greater than what was allowed by the proposed resolution and that he was informed that this item would not adversely impact Royal. He requested that staff place that information on the record. Mr. McQueen stated that the Committee should consider decreasing the 4.5% opportunity fee to all Disadvantage Business Enterprise (DBE)s.

Mr. Robert Holland, 5955 N.E. 4 Court, attorney, spoke in connection to Agenda Item 3D and noted that the rental car industry located in close proximity to the Miami International Airport generated approximately 66% of the gross concession revenue at the airport. He discussed the Federal Aviation Administration (FAA) DBE guidelines, which consisted of gross revenue of \$44.5 million in order to qualify as a DBE. Mr. Holland noted that this amount could be exceeded over the preceding three-years. He concluded his comments relating to Agenda Item 3D by urging the Committee to review the FAA DBE and the Small Business Administration guidelines pertaining to the personal net worth and support the LSCR Program.

20

In response to Chairperson Moss' inquiry regarding a suggested personal net worth, Mr. Holland suggested that the Committee consider \$30 to \$35 million as opposed to \$21.5 million for the gross revenue sales. He noted that the \$2 million personal net worth should be eliminated as criteria.

Discussion ensued in connection with the average annual adjusted gross sales, gross revenues and the FAA guidelines for personal net worth.

Mr. Robert Holland, attorney, representing Interamerican Globe Car Rental Company, appeared in connection with Agenda Item 3E regarding the negotiations with the Memorandum of Understanding (MOU) with the 22 car rental companies and the award for an interim period until the completion of the proposed Rental Car Facility (RCF).

Mr. Mario Romero, representing All Day Rental Car, discussed his concern with the personal net worth and the certification as a DBE.

Ms. Gittens stated that Royal Rent-A-Car was not adversely impacted by the recommendation pertaining to the Interim Period On-Airport Car Rental Bid at Miami International Airport. She noted that staff used the SBA standards, and were not allowed to use the DBE Program at this point. Ms. Gittens briefly discussed the United States (U.S.) Department of Transportation who declined to have the County use DBE program and suggested that the County do something else.

Discussion ensued between Chairperson Moss and Ms. Gittens pertaining to the request from the U.S. Department of Transportation not to use a DBE program.

Ms. Gittens further discussed the recommendations relating to the Local Small Car Rental Program at Miami International Airport.

Following Chairperson Moss' comments regarding companies that went bankrupt, Assistant County Attorney Tim Abbott stated that those companies that went into bankruptcy affirmed their rights to participate in the RCF, even though technically a new corporation owned them those companies signed the agreement giving them the right to participate in the RCF and to continue as a company. Therefore, it was not a situation where they assigned their rights to the new

Transportation Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, October 18, 2004

corporate parent company; they continued to retain that right on their own.

Discussion ensued between the Committee members and staff regarding the following:
-the companies allowed to participate in the LSCR Program,
-the Memorandum of Understanding with the companies for operations in the proposed RCF,
-the operating cost for the RCF, and
-the award of the interim period On-Airport Car Rental Bid at MIA, a policy or legal issue pertaining to Interamerican/Global participate in the LSCR Program.

Hearing no objection, the Committee proceeded to vote on the foregoing proposed resolution and Agenda Item 3E as presented.

Commissioner Diaz requested that the information provided by Assistant County Manager Carlos Bonzon regarding the method used to determine the number of companies allowed in the RCF to connect to the Earlington Heights-Miami Intermodal Center connector at Miami International Airport be presented at the November 12, 2004, Committee meeting.

Chairperson Moss suggested that the Aviation Department staff meet with Mr. Robert Holland, attorney representing Interamerican/Global to determine whether his client could be included in the Small Car Rental Program, and that the findings be presented at the November 12, 2004, Committee meeting.

3E

042726 Resolution

RESOLUTION AUTHORIZING ADVERTISEMENT AND AWARD OF A TIER 1A INTERIM PERIOD CAR RENTAL POSITION AT MIAMI INTERNATIONAL AIRPORT TO BE FILLED BY A CERTIFIED LOCAL SMALL CAR RENTAL PROGRAM PARTICIPANT; AUTHORIZING THE COUNTY MANAGER TO NEGOTIATE AND EXECUTE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING SIGNED BY TWENTY-TWO CAR RENTAL COMPANIES GOVERNING THEIR COMMITMENT TO, AND USE OF, THE PROPOSED CAR RENTAL FACILITY SO AS TO PERMIT A REDUCED OPPORTUNITY FEE TO BE PAID BY THE TIER 1A LSCR PARTICIPANT; AND AUTHORIZING COUNTY MANAGER TO ADVERTISE AND AWARD TWO TIER 1B INTERIM PERIOD ON-AIRPORT CAR RENTAL COMPANY CONCESSION AGREEMENTS AT MIAMI INTERNATIONAL AIRPORT (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Barreiro

Seconder: Diaz

Vote: 4-0

Absent: Martinez, Morales

Report: *See Report under Agenda Item 3D - Legislative File No. 042725.*

3F

042798 Resolution

RESOLUTION ESTABLISHING REVISED RENTAL RATES FOR CERTAIN BUILDINGS AND FACILITIES (OTHER THAN THE TERMINAL BUILDING), LAND, AND PAVEMENT AT MIAMI INTERNATIONAL AIRPORT, EFFECTIVE AS OF JANUARY 1, 2005, AND DIRECTING IMPLEMENTATION THEREOF; AUTHORIZING COUNTY MANAGER OR DESIGNEE TO ADJUST SUCH RATES FOR FACILITIES REQUIRING RECOVERY OF COSTS DUE TO CERTIFICATION OR CODE-REQUIRED WORK; AUTHORIZING COUNTY MANAGER OR DESIGNEE TO EXECUTE FORMAL LEASE AMENDMENTS AS NECESSARY TO EFFECT IMPLEMENTATION OF SUCH RATES (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Ferguson

Vote: 4-0

Absent: Martinez, Morales

3G

042731 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE ADDITIONAL STATE FUNDING IN THE AMOUNT OF \$437,500 FOR OPERATION OF THE SOUTH MIAMI-DADE BUSWAY TRANSIT CORRIDOR PROJECT, AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE JPA (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Ferguson

Seconder: Diaz

Vote: 4-0

Absent: Martinez, Morales

3H

042736 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT WITH NEW ORLEANS REGIONAL TRANSIT AUTHORITY (NORTA) AND MIAMI-DADE COUNTY FOR THE PURCHASE OF EIGHT "OVER-THE-ROAD" COACH BUSES AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE INTERGOVERNMENTAL AGREEMENT (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Ferguson

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Report: *In response to Commissioner Diaz' request for clarification on the item, Mr. Roosevelt Bradley, Director, Miami-Dade Transit (MDT), provided an overview of the foregoing proposed resolution that would authorize the County Manager to execute an Intergovernmental Agreement on behalf of Miami-Dade County for the acquisition of eight "over-the-road" coach buses. He noted that the Board approved an Intergovernmental Agreement with New Jersey Transit (NJT) to allow MDT to procure eight "over-the-road" coaches. Mr. Bradley pointed out subsequently to that approval by the Board of the Intergovernmental Agreement; the Federal Transit Administration denied any further access to NJT's contract by other transit properties.*

Hearing no objection, the Committee proceeded to vote on the foregoing proposed resolution as presented.

3I

042737 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY FOR UP TO \$800,000 IN URBAN AREAS SECURITY INITIATIVE GRANT FUNDS FOR THE PURCHASE AND INSTALLATION OF SECURITY EQUIPMENT ON THE COUNTY'S TRANSIT SYSTEM AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE GRANT AGREEMENT (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

3J

042740 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE ADDITIONAL STATE FUNDING IN THE AMOUNT OF \$437,500 FOR OPERATION OF SERVICE WITHIN THE EAST-WEST TRANSIT CORRIDOR AS PART OF THE TRANSIT CORRIDOR PROJECT, AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE JPA (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Barreiro

Vote: 4-0

Absent: Martinez, Morales

3K

042834 Resolution

RESOLUTION APPROVING THE USE OF SURTAX FUNDS FOR SMALL PURCHASE ORDERS USED BY MIAMI-DADE TRANSIT (MDT) FOR PURCHASES IN SUPPORT OF OPERATIONS FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

3L

042835 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND HNTB CORPORATION, TO PROVIDE PLANNING AND PRELIMINARY ENGINEERING SERVICES FOR THE EAST-WEST CORRIDOR, CONTRACT NO. TR04-EWC-R, IN AN AMOUNT NOT TO EXCEED \$29,988,896 (Miami-Dade Transit Agency)

Withdrawn

Report: *See Agenda Item 3L Substitute - Legislative File No. 042905.*

3L SUBSTITUTE

042905 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND HNTB CORPORATION, TO PROVIDE PLANNING AND PRELIMINARY ENGINEERING SERVICES FOR THE EAST-WEST CORRIDOR, CONTRACT NO. TR04-EWC-R, IN AN AMOUNT NOT TO EXCEED \$29,988,896 [SEE ORIGINAL ITEM UNDER FILE NO. 04-2835] (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

Report: *In response to Commissioner Ferguson's comments pertaining to the Record of Decision (ROD) for the North Corridor Rail Project, Mr. Roosevelt Bradley, Director, Miami-Dade Transit informed the Committee that staff had submitted the "New Starts" application as required by the Federal Transit Administration (FTA). He provided an overview of the status of the Final Environmental Impact Statements, which was required by the FTA to obtain a ROD.*

Mr. Bradley stated, in response to Commissioner Ferguson's inquiry, that the foregoing proposed resolution had no impact on the North Corridor.

Hearing no further discussion, the Committee proceeded to vote on the foregoing proposed resolution as presented.

3M

042724 Resolution

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO EXECUTE STANDARD FORM JOINT PARTICIPATION AGREEMENTS AND SUPPLEMENTAL JOINT PARTICIPATION AGREEMENTS WITH VARIOUS DEPARTMENTS OF THE STATE OF FLORIDA, PRIMARILY THE DEPARTMENT OF TRANSPORTATION, FOR APPLICATION, RECEIPT AND EXPENDITURE OF FUNDS FOR VARIOUS SEAPORT CAPITAL PROJECTS; AND TO EXERCISE ALL RIGHTS CONFERRED THEREIN (Seaport Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

042901 Report

APPROVAL OF COMMISSION COMMITTEE MINUTES FOR THE SEPTEMBER 20, 2004 TRANSPORTATION COMMITTEE MEETING (Clerk of the Board)

Report Received

Mover: Barreiro

Seconder: Moss

Vote: 4-0

Absent: Martinez, Morales

7 ADJOURNMENT

Report: *There being no further business coming before the Committee, the meeting was adjourned at 6:17 p.m.*